

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED**Date of filing in State Engineer's Office MAY 29 1990

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_ Map filed MAY 29 1990The applicant JOSEPH D. & MARY ANN HERNANDEZ4060 Edwards Ln

of

Fallon

Street and No. or P.O. Box No.

City or Town

Nevada 89406

State and Zip Code No.

hereby make application for permission to change the

a place of use of a portion \_\_\_\_\_

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Truckee-Carson Irrigation District No. 455, 463 United

Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

States of America v. Orr Water Ditch Co. in Equity No. A.13 Claim No. 3; United  
identify right in Decree.States of America v. Alpine Land & Reservoir Co. D.C. No D- 183 BRT

1. The source of water is Truckee River & Carson River  
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed 117.72 Ac.Ft.  
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for as decreed  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for as decreed  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point Lahontan Dam being within the SW $\frac{1}{4}$ -SE $\frac{1}{4}$ ,  
Describe as being within a 40-acre subdivision of public survey and by course and  
Section 33, Township 19 North, Range 26 East, M.D.B.&M.  
distance to a section corner. If on unsurveyed land, it should be stated.
6. The existing permitted point of diversion is located within no change  
If point of diversion is not changed, do not answer.
7. Proposed place of use All in Sec. 9, T.19N., R.28E., M.D.B.&M; 1.35 Ac. in the  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.  
NW $\frac{1}{4}$ -NE $\frac{1}{4}$ ; 12.15 Ac. in the NE $\frac{1}{4}$ -NE $\frac{1}{4}$ ; All in Sec. 4, T.19N., R.28E., M.D.B.&M;  
12.66 Ac. in the SE $\frac{1}{4}$ -SE $\frac{1}{4}$ .
8. Existing place of use All in Sec. 6, T.19N., R.28E., M.D.B.&M; 16.00 Ac. in the  
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or  
NE $\frac{1}{4}$ -NW $\frac{1}{4}$ ; 4.16 Ac. in the NW $\frac{1}{4}$ -NE $\frac{1}{4}$ ; All in Sec. 9, T.19N., R.28E., M.D.B.&M;  
manner of use of irrigation permit, describe acreage to be removed from irrigation.  
3.00 Ac. in the SW $\frac{1}{4}$ -SW $\frac{1}{4}$ ; 3.00 Ac. in the SE $\frac{1}{4}$  SW $\frac{1}{4}$ .
9. Use will be from as decreed to \_\_\_\_\_ of each year.  
Month and Day Month and Day
10. Use was permitted from as decreed to \_\_\_\_\_ of each year.  
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and  
specifications of your diversion or storage works.) dam, canal & ditches  
State manner in which water is to be diverted, i.e. diversion structure,  
ditches, pipes and flumes, or drilled well, etc.
12. Estimated cost of works complete
13. Estimated time required to construct works complete

14. Estimated time required to complete the application of water to beneficial use..... 3 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

Water will be delivered to the proposed place of use via the "T" Line

Canal.

By s/Barry Fitzpatrick

Barry A. Fitzpatrick

S.W.R.S. #817

141 Industrial Way

Fallon, Nevada 89406

Compared bc/ap am/se

Protested 6/19/90 by The Pyramid Lake Paiute Tribe of Indians

Pro. Overruled 1/30/92;

See Ruling #3868

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the place of use of the waters of the Truckee and Carson Rivers as set forth under the Newlands Reclamation Project rights in the Truckee and Carson River final decrees is issued subject to the terms and conditions imposed in said decrees and with the understanding that no other rights on the source will be affected by the change proposed herein. This permit is also issued subject to the State Engineer's Ruling No. 3868, dated January 30, 1992.

The duty under this permit is further conditioned upon possible modification by the United States District Court of Nevada in pending litigation.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 90.72 ~~cubic feet per second~~ acre-feet as decreed.

Work must be prosecuted with reasonable diligence and be completed on or before April 17, 1994

Proof of completion of work shall be filed before May 17, 1994

Application of water to beneficial use shall be made on or before April 17, 1996

Proof of the application of water to beneficial use shall be filed on or before May 17, 1996

Map in support of proof of beneficial use shall be filed on or before May 17, 1996

Completion of work filed APR 19 1994

Proof of beneficial use filed APR 23 2004

Cultural map filed

Certificate No. 16383 Issued SEP 03 2004

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.  
State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 17th day of April

A.D. 1992

*[Signature]*  
State Engineer

Abrogated By: *[Signature]* 69812 6840 exp 11/15/03